

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Tetsujiro KONDO et al.  
Serial No.: 09/966,704  
Filed: September 28, 2001  
For: AUDIENCE RESPONSE DETERMINATION  
APPARATUS, PLAYBACK OUTPUT CONTROL  
SYSTEM, AUDIENCE RESPONSE DETERMINATION  
METHOD, PLAYBACK OUTPUT CONTROL  
METHOD, AND RECORDING MEDIA  
Examiner: SALTARELLI, DOMINIC D  
Art Unit: 2623  
Confirmation No.: 6412

745 Fifth Avenue  
New York, NY 10151

**CERTIFICATE OF ELECTRONIC FILING**

Date of Transmission: June 4, 2008  
I hereby certify that this correspondence is being transmitted via  
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Valerie Gray  
(Typed or printed name of person signing transmittal)

  
(Signature of person signing transmittal)

**NOTICE OF APPEAL**

Mail Stop Appeal Brief-Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Final Rejection dated March 4, 2008, Applicants hereby appeal  
to the Board of Patent Appeals and Interference from the refusal to grant the above-referenced

patent. An electronic payment in the amount of \$510.00 is submitted to cover the fee for the Notice of Appeal.

Please charge any additional fees or credit any overpayment by reason of this request to Deposit Account No. 50-0320.

Respectfully submitted,

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